

MINUTES OF THE MEETING  
OF THE  
BOARD OF DENTISTRY

April 10, 2015

ROLL CALL

The meeting of the Board of Dentistry was called to order at 8:33 a.m. by Terry Wilwerding, DDS, Chairperson, in the Lighthouse Room at the Country Inn and Suites, located at 5353 N 27<sup>th</sup> Street, Lincoln, Nebraska. The Agenda and Revised Agenda (revised more than 24 hours prior to the commencement of the meeting and posted/available for public inspection at the Board's office more than 24 hours prior to the meeting) were sent to the Board members and other interested parties prior to the meeting. The following members answered the roll call:

Terry Wilwerding, DDS, Chairperson  
Dennis Anderson, DDS, Vice-Chairperson  
Cynthia Gaskill, RDH, Secretary  
Lisa Kucera, RDH  
John Thomas, DMD  
Joan Sivers, DDS  
Robert M. Hinrichs, DDS  
Mary Sneckenberg  
Gregory Tomas, JD  
Charles Bauer, DDS

Also present were: Kathie Lueke, Program Manager; Vonda Apking, Health Licensing Coordinator; Lisa Anderson, Assistant Attorney General; Peggy Persell, Program Manager, Investigations Unit; and Jeff Newman, Investigator; Denis Scott, Investigator; and Larry Wiehn, Investigator.

Wilwerding announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

ADOPTION OF AGENDA

Hinrichs moved, seconded by Sneckenberg, to adopt the Agenda with the ability for the Chairperson to rearrange as necessary. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

APPROVAL OF MINUTES

January 16, 2015

Gaskill mentioned she did not abstain from the vote to adjourn.

Sneckenberg moved, seconded by Hinrichs, to approve the January 16, 2015, minutes as corrected. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

#### February 4, 2015

Anderson moved, seconded by Sneckenberg, to approve the February 4, 2015, minutes as presented. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Abstain: Sivers. Motion carried.

#### INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION

Sneckenberg moved, seconded by Gaskill, to go into closed session at 8:37 a.m. for the purpose of hearing investigational reports, probation compliance monitoring reports, and application review. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Sneckenberg moved, seconded by Anderson, to reopen the session at 10:35 a.m. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Hampton joined the meeting at 10:38 a.m.

#### APPLICATION REVIEW – OPEN SESSION

##### Dental Hygiene Application(s)

Hinrichs moved, seconded by Anderson, to recommend issuing a dental hygiene license to Chelsey Zuerlein upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Hinrichs moved, seconded by Anderson, to recommend issuing a dental hygiene license to Molly McFeely upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Hinrichs moved, seconded by Anderson, to recommend issuing a dental hygiene license to Laura Boshart upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Abstain: Gaskill. Motion carried.

##### Dental Application(s)

Anderson moved, seconded by Sivers, to recommend issuing a dental license to Richard Calvo upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Anderson moved, seconded by Gaskill, to recommend issuing a dental license to Wyley Wondercheck upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

#### Reinstatement Application(s)

Anderson moved, seconded by Hinrichs, to recommend reinstating the dental hygiene license of Mary Jo Serbousek. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

#### Inhalation Analgesia Permit Reinstatement Application(s)

Anderson moved, seconded by J. Thomas, to recommend reinstating the inhalation analgesia permit of Nicholas Kentopp, DDS. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Anderson moved, seconded by J. Thomas, to recommend reinstating the inhalation analgesia permit of Thomas Swartz, DDS. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

#### E-Mail Ballots Since the Last Board Meeting

Since the last Board meeting, the BOard voted to issue a dental hygiene license to Alisia Edwards.

#### UPDATE 2015 LEGISLATION

##### LB37 -Adopt the Prescription Drug Safety Act and change and transfer pharmacy, prescription, and drug provisions

This bill has been signed by Governor Ricketts and will become effective 90 days after the last day of the legislative session.

##### LB50 - Change provisions relating to Medicaid covered services

No discussion on this bill.

##### LB80 - Provide, change, and eliminate anesthesia and sedation permit provisions under the Dentistry Practice Act

Bauer provided a brief background to the bill. Senator Gloor has made this a priority bill.

LB82 - Appropriate funds in support of dental services

No discussion on this bill.

LB90 - Change provisions for directed review under the Nebraska Regulation of Health Professions Act

No discussion on this bill.

LB264 - Provide for issuance of credentials under the Uniform Credentialing Act based on military education, training, or experience

LB369 - Change provisions relating to impaired credential holders under the Uniform Credentialing Act

No discussion on this bill.

LB452 - Change provisions relating to advertisement by credential holders

No discussion on this bill.

LB471 - Change provisions relating to prescription drug monitoring

No discussion on this bill.

SUBCOMMITTEE REPORTS

Dental Anesthesia Subcommittee

The Board had nothing to discuss at this time.

Continuing Education Review Subcommittee

The Board had nothing to discuss at this time.

Nebraska Examination Review Subcommittee

The Board had nothing to discuss at this time.

CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS) ISSUES – ANNUAL SCHOOL’S REPORT

The Board had nothing to discuss at this time.

AMERICAN ASSOCIATION OF DENTAL BOARDS (AADB) - MID-YEAR MEETING –  
APRIL 26-27, 2015 IN CHICAGO, IL

Bauer, Hinrichs, Kucera, J. Thomas and Wilwerding will be attending this meeting.

FEDERAL TRADE COMMISSION VS. NORTH CAROLINA DENTAL BOARD  
SUPREME COURT OPINION – HOW DOES THIS OPINION AFFECT NEBRASKA  
BOARDS

Hampton explained that Department Legal and the Attorney General's office have put together a response to the Board which is being reviewed by Dr. Acierno, Chief Medical Officer. Once Dr. Acierno finalizes the response it will be provided to all Nebraska Boards.

Crystal Stuhr provided the Board with an update of the Dental Assistant 407 Credentialing Review.

Bauer provided information on Medicaid/Medicare audits that were discussed after the Health and Human Services Committee Hearing on LB 80.

ADJOURNMENT

Hinrichs moved, seconded by Sivers, to adjourn the meeting at 11:47 a.m. Voting aye: Anderson, Bauer, Gaskill, Hinrichs, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Motion carried.

Respectfully submitted by,

Cynthia Gaskill, RDH, Secretary  
Board of Dentistry